

City Council
Atlanta, Georgia

08-0 -1472

U-08-03

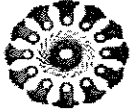
AN ORDINANCE
BY: ZONING COMMITTEE

AN ORDINANCE TO AMEND ORDINANCE
U-08-03, AS ADOPTED BY THE CITY COUNCIL
ON MAY 5, 2008 AND APPROVED BY THE
MAYOR ON MAY 13, 2008, FOR THE PURPOSE
OF APPROVING A TRANSFER OF OWNERSHIP
FOR A SPECIAL USE PERMIT FOR A METAL
AND PLASTICS RECYCLING CENTER (*processing
facility*) FOR PROPERTY LOCATED 3760
BROWNS MILL ROAD, S.E. AND FOR OTHER
PURPOSES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as
follows:

SECTION 1. That the transfer (i.e. change of grantee) of Special Use Permit U-08-03,
granting a Special Use Permit for a METAL AND PLASTICS RECYCLING (*processing
facility*) property located at 3760 BROWNS MILL ROAD, S.E. from PlasMet, LLP to
NP Recycling, LLC is hereby approved, under the provision of Section 16-25.002 (2), to
wit:

SECTION 2. That all ordinances or parts of ordinances in conflict with the terms of this
ordinance are hereby repealed.



NEWELL RECYCLING, LLC

"Conserving Natural Resources Since 1935"

June 27, 2008

Ms. Charletta Wilson-Jacks, Director of Planning
City of Atlanta
Bureau of Planning, Zoning & Development
55 Trinity Avenue, Suite 3350
Atlanta, Georgia 30303

Re: Special Use Permit Transfer from PlasMet, LLP to NP Recycling, LLC

Dear Ms. Wilson-Jacks :

This is to serve as a formal request to transfer the special use permit currently issued in the name of PlasMet, LLP to NP Recycling, LLC.

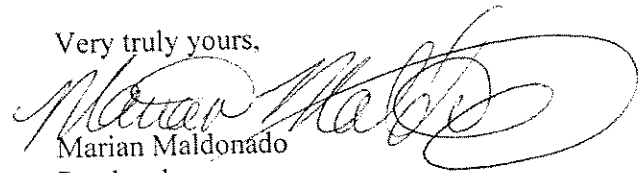
The reason for this request is due to a change in PlasMet, LLP's function. PlasMet, LLP is now a real estate holding company *only*. It owns the property and is currently leasing the property, at no charge, to NP Recycling, LLC, a plastics and metal recycling facility.

PlasMet is not collecting any monetary compensation from NP Recycling, LLC since both entities are owned by the same parent company. As per the new organizational structure, PlasMet, LLP owns the property and NP Recycling, LLC generates all the revenues.

It is the exact same plastics/metal recycling business that has been conducted at this location since 1996. The only thing that has changed is the name.

Thank you so much for all of your assistance with this matter. Please do not hesitate to contact me with any questions or concerns.

Very truly yours,


Marian Maldonado
Paralegal

Mm/mm

Enclosures

1359 Central Avenue • East Point, Georgia 30344
(404) 766-1621x10100 • (404) 766-1123 (Fax)

OWNER'S AFFIDAVIT

The undersigned does hereby transfer, assign and set over to NP Recycling, LLC all of its rights and interests in and to a certain Special Use Permit issued by the City of Atlanta, permitting the operation of a plastic and metal recycling facility at 3660 Browns Mill Road, Atlanta GA.

This transfer is made without warranty, representation or recourse.

PLASMET, LLP

Louis E. Shirley III
By: Louis E. Shirley, III
Its: President

Amy C. Woodley
Witness

Sworn to and subscribed before me this 27th day of June, 2008, by Ronald
Walter Williams, Jr..

Marian Maldonado
Notary Public

Name: Marian Maldonado

Commission expires: 10-11-08

[SEAL]





City Council
Atlanta, Georgia

08-0-0518

AN ORDINANCE
BY: ZONING COMMITTEE

U-08-03

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-17.005 (1) (w) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a **METAL AND PLASTICS RECYCLING CENTER (processing facility)**, is hereby approved. Said use is granted to **PLASMET, LLP** and is to be located at **3760 Browns Mill Road, S.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots 63 and 66, 14th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A true copy,

Rhonda Lauphin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council

APPROVED by the Mayor

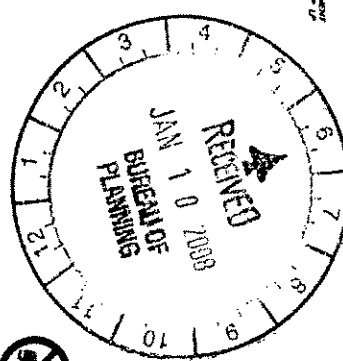
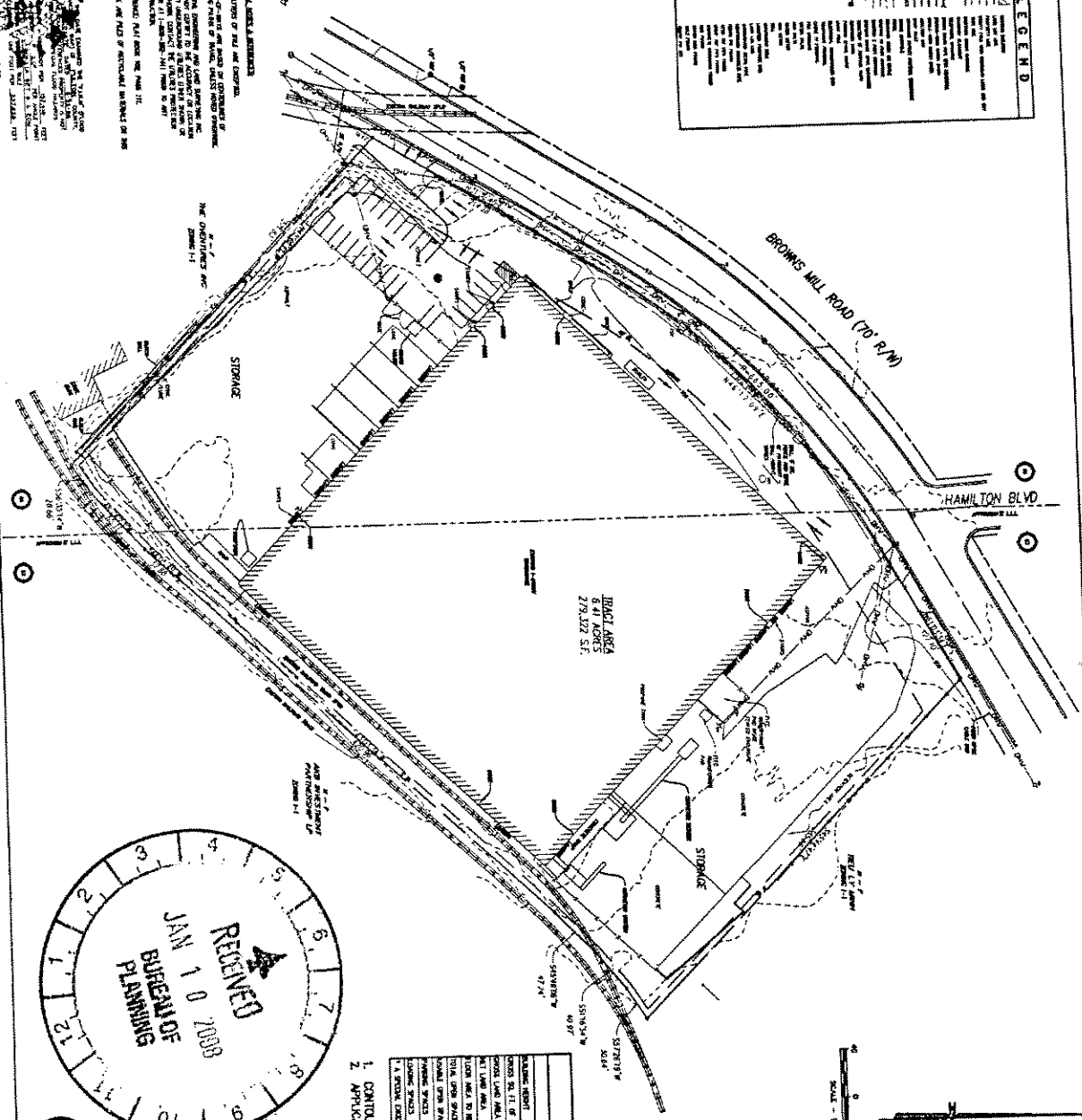
MAY 05, 2008

MAY 13, 2008



CONDITIONS FOR U-08-03 for 3760 Browns Mill Road, S.E.

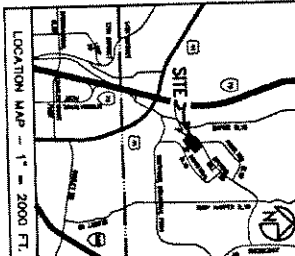
1. Site plan titled "PlasMet, LLP" and stamped received by the Bureau of Planning on 1/10/08.

[illegible][illegible]

IF YOU DIE GEORGIA...
CALL US FIRST!
1-800-262-7415
770-623-4546
(METRO ATLANTA ONLY)
UTAH'S PROTECTION COURT
IT'S THE LAW

[illegible]

1. CONTOURS SHOWN HEREON ARE TAKEN FROM FILTON COUNTY GIS.
2. APPLICANT WILL COMPLY WITH ALL TREE PROTECTION REQUIREMENTS.



REVISIONS

PlasMet, LLP
1359 CENTRAL AVENUE
EAST POINT 30344

3760 BROWNS MILL ROAD
ATLANTA, GA 30354

SITE PLAN



CIVIL ENGINEERING  **LAND SURVEYING**
300 Christie Center Boulevard - Suite 305
Riverside, Georgia 30166
Phone (770) 428-3358 Fax (770) 428-3380
e-mail: dmd@dnrgeography.com



Legal Description

All that tract or parcel of land lying and being in Land Lots 63 and 66, of the 14th District, Fulton, County, Georgia, being more particularly described as follows:

To find the True Point of Beginning, Commence at the intersection of the southeasterly right-of-way line of Browns Mill Road (70' right-of-way) and the easterly right-of-way line of Central of Georgia Railway Company spur track (30' right-of-way); thence along said right-of-way line of Browns Mill Road N 31°30'45" E, 16.47 feet to the Point of Beginning:

Thence continue along said right-of-way line N 31°30'45" E, 214.28 feet to a point;
thence continue along said right-of-way line along a curve to the right, said curve having a radius of 665.00 feet, a chord bearing of N 46°17'09" E and a chord length of 339.15 feet; thence along said curve 342.94 feet to a point;
thence continue along said right-of-way line N 61°03'34" E, 127.10 feet to a point;
thence leaving said right-of-way line S 45°44'47" E, 385.56 feet to a point;
thence S 57°26'19" W, 30.64 feet to a point;
thence S 51°16'54" W, 40.97 feet to a point;
thence S 45°49'06" W, 47.24 feet to a point;
thence S 43°03'34" W, 420.96 feet to a point;
thence S 44°05'49" W, 37.88 feet to a point;
thence S 48°24'23" W, 65.11 feet to a point;
thence S 56°35'14" W, 28.66 feet to a point;
thence N 45°46'41" W, 371.83 feet to the POINT OF BEGINNING.

Said tract or parcel of land contains 6.41 acres of land, more or less.

RECEIVED
JAN - 8 2008
Bureau of
Planning

U-06-003

RCS# 1936
5/05/08
4:43 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

08-O-0102, 08-O-0518, 08-O-0521
08-O-0554, 08-O-0517
ADOPT AS AMEND

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

Y Smith
Y Hall
Y Young
Y Winslow

Y Archibong
B Fauver
Y Shook
Y Muller

Y Moore
Y Martin
Y Maddox
Y Sheperd

Y Mitchell
Y Norwood
Y Willis
NV Borders

MULTIPLE

08-0-0518

(Do Not Write Above This Line)

AN ORDINANCE U-08-03
BY ZONING COMMITTEE

An Ordinance granting a Special Use Permit pursuant to Section 16-17.005 (1) (w) of the City of Atlanta Zoning Ordinance for a Metal and Plastics Recycling Center (processing facility), property located at **3760 Browns Mill Road, S.E.**, fronting approximately 342.94 feet on the south side of Browns Mill Road near the intersection of Browns Mill Road and Hamilton Boulevard. Depth; varies. Area: approximately 6.41 acres. Land Lots 63 and 66, District 14, Fulton County, Georgia.
OWNER: SHOWROOM SERVICES, INC.
APPLICANT: PLASMET, LLP
NPU-Z
COUNCIL DISTRICT 12

- ☐ CONSENT REFER
☒ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred 3/17/08
Referred To: 228 ZONING
Date Referred ADOPTED BY
Referred To: MAY 05 2008
Date Referred
Referred To: COUNCIL

First Reading
Committee Date 3/24/08
Chair 228 ZONING
Referred To 228 ZONING

Committee
Date 3/24/08
Chair 228 ZONING
Action
Fav, Adv, Hold (see rev. side)
Other 228 ZONING

Members

Robert Clark
Robert Clark
Robert Clark
Robert Clark
Robert Clark

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

FINAL COUNCIL ACTION
☐ 2nd ☐ 1st & 2nd ☐ 3rd
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

MAY 05 2008

CERTIFIED
MAY 05 2008
Robert Clark
COUNCIL CLERK

MAYOR'S ACTION

Robert Clark

RECOMMENDED